

hereby respectfully place the Examiner on notice that comparative data is presently being evaluated, which data may support the patentably distinct nature of, and a further count directed to, the species of claim 102. Consequently, to preserve their right to establish the patentably distinct nature of the species of claim 102 during ex parte prosecution and/or in the course of the anticipated interference proceedings, applicants hereby propose that the species of claim 102 be considered patentably distinct from the genus claims herein, subject to the evaluation referred to above.

Groups II, III, IV are drawn to methods of preparation for the compound of Group I. Applicants note that the classification of these Groups, totalling six claims, is the same as that for Group I. Consequently, classification suggests examination of all the pending claims together because a search for one Group, in essence, is a search for all Groups.

Reconsideration of the Restriction Requirement is requested.

The Commissioner is hereby authorized to charge any additional fees which may be required for this amendment, or credit any overpayment to Deposit Account No. 13-4503, Order No. 1290-7281.

In the event that an extension of time is required, or which may be required in addition to that requested in a petition for an extension of time, the Commissioner is requested to make this response timely and is hereby authorized to charge any fee for such extension of time or credit any overpayment to Deposit Account No. 13-4503, Order No. 1290-7281.

Respectfully submitted,

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